

Aneta Kubínová: Reporting of Crimes and Significance of Reporting in Criminology, 2016

Abstract:

A criminal complaint is an instrument of criminal law, which allows the public to participate on suppression of crime. Furthermore, a criminal complaint is the most common mean how the criminal justice learns about committed crimes. This master thesis aims to cover the topic of reporting of crimes via a criminal complaint in the legal system in Czech Republic.

The thesis is divided into six chapters.

The first chapter covers the basic principles regarding the reporting of crimes in the Czech Republic. The subchapters revolve around criminal law principles relevant to the submission of the complaint, registered and latent criminality and perspective of the victim of reported crime.

The second chapter studies the legislative requirements of the reporting of crimes in the Czech Republic, which is mostly regulated in the Criminal Procedure Code. The subchapters focus on a criminal complaint viewed as an incentive for criminal prosecution and on the formal and content requirements.

The third chapter examines the preparatory proceedings of prosecution. The subchapters address the proceedings following the filing of a criminal complaint, the criminal investigation and introduce the reduced preparatory proceeding.

The fourth chapter studies the notifier in criminal proceedings. The subchapters focus on the subjective right of the notifier to have the case investigated and justified by the criminal justice and consequences of the nonexistence of private prosecution in Czech criminal law.

The fifth chapter discusses the obligation to report the crime and failure to comply with the obligation to report. The subchapters relate to general and specific obligation to report the crime and consequences of failure to report the criminal activity.

The sixth chapter covers the employment of criminal complaint as evidence and the false accusation provoked by the criminal complaint. The subchapters concentrate on evidence in

criminal proceedings, false accusation, false testimony and other crimes related to untruthful behavior before criminal justice.